

111TH CONGRESS
1ST SESSION

H. R. 2905

To amend the Internal Revenue Code of 1986 to extend the first-time homebuyer tax credit and to modify the credit by repealing the first-time homebuyer requirement and waiving recapture.

IN THE HOUSE OF REPRESENTATIVES

JUNE 16, 2009

Mr. MORAN of Kansas introduced the following bill; which was referred to the Committee on Ways and Means

A BILL

To amend the Internal Revenue Code of 1986 to extend the first-time homebuyer tax credit and to modify the credit by repealing the first-time homebuyer requirement and waiving recapture.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Homebuyer Tax Credit
5 Expansion Act of 2009”.

1 **SEC. 2. MODIFICATION OF FIRST-TIME HOMEBUYER CRED-**
2 **IT.**

3 (a) REPEAL OF FIRST-TIME HOMEBUYER REQUIRE-
4 MENT.—

5 (1) IN GENERAL.—

6 (A) Subsection (a) of section 36 of the In-
7 ternal Revenue Code of 1986 is amended by
8 striking “who is a first-time homebuyer of a
9 principal residence” and inserting “who pur-
10 chases a principal residence”.

11 (B) Subsection (c) of section 36 of such
12 Code is amended by striking paragraph (1) (de-
13 fining first-time homebuyer) and by redesign-
14 ating paragraphs (2), (3), (4), and (5) as
15 paragraphs (1), (2), (3), and (4), respectively.

16 (2) CONFORMING AMENDMENT.—The heading
17 for section 36 of such Code is amended by striking
18 “**FIRST-TIME**”.

19 (b) WAIVER OF RECAPTURE.—

20 (1) IN GENERAL.—Section 36 of such Code is
21 amended by striking subsection (f) and by redesign-
22 ating subsections (g) and (h) as subsections (f) and
23 (g), respectively.

24 (2) CONFORMING AMENDMENT.—Subsection (f)
25 of section 36 of such Code (as redesignated by this

1 section) is amended by striking “subsection (c) and
2 (f)(4)(D)” and inserting “subsection (c)”.

3 (c) EXTENSION.—Subsection (g) of section 36 of
4 such Code (as redesignated by this section) is amended
5 by striking “December 1, 2009” and inserting January
6 1, 2012.

7 (d) EFFECTIVE DATES.—

8 (1) IN GENERAL.—Except as provided in para-
9 graph (2), the amendments made by this section
10 shall apply to residences purchased after the date of
11 the enactment of this Act.

12 (2) SUBSECTION (b).—The amendments made
13 by subsection (b) shall take effect as included in the
14 enactment of section 3011(a) of the Housing Assist-
15 ance and Tax Relief Act of 2008.

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